

United States District Court
Violation Notice

CVB Location Code

OS60

Violation Number
F08T0010Officer Name
MercerOfficer No.
2522**YOU ARE CHARGED WITH THE FOLLOWING VIOLATION**

Date and Time of Offense (mm/dd/yyyy)

07/23/2023 17:48

Offense Charged

FED 36 CFR 261.6A

Place of Offense

13750 COAL RUN RD

Offense Description: Factual Basis for Charge
CUT TWO MATURE TREES FOR TIMBER SALE.

HAZMAT

F08T0010

DEFENDANT INFORMATION

Phone:

Last Name
FRAZEEFirst Name
JOHNM.I.
E

Street Address

City

State

Zip Code

Date of Birth (mm/dd/yyyy)

Drivers License No.

CDL

D.L. State

Social Security No.

 Adult Juvenile

Sex

 M F

Race

Hair

Eyes

Height

Weight

VEHICLE

VIN:

CMV

Tag No.

State

Year

Make/Model

PASS

Color

A IF BOX A IS CHECKED, YOU
MUST APPEAR IN COURT.

SEE INSTRUCTIONS (opposite).

B IF BOX B IS CHECKED, YOU MUST
PAY AMOUNT INDICATED BELOW
OR APPEAR IN COURT.

SEE INSTRUCTIONS (opposite).

\$ 400.00 Forfeiture Amount

\$ 30.00 Processing Fee

PAY THIS AMOUNT

\$ 430.00 Total Collateral Due

YOUR COURT DATE

(If no court appearance date is shown, you will be notified of your appearance date by mail.)

Court Address

Date (mm/dd/yyyy)

Time (hh:mm)

My signature signifies that I have received a copy of this violation notice. It is not an admission of guilt. I promise to appear for the hearing at the time and place instructed or pay the total collateral due.

X Defendant Signature

Previous edition is obsolete

Original - CVB Copy

FS-5300-4 (7/05)

F08T0010

STATEMENT OF PROBABLE CAUSE
(For issuance of an arrest warrant or summons)

I state that on 07/23/2023 while exercising my duties as a law enforcement officer in the Southern District of OH

Pursuant to 16USC 551:

On June 15, 2023, while exercising my duties as Law Enforcement Officer, I (U.S. Forest Service Law Enforcement Officer Lamar Mercer #2522) was on uniformed patrol in a marked police vehicle, within the boundaries of the Wayne National Forest, Athens Ranger District, Athens County, in the Southern District of Ohio.

I received an anonymous tip concerning John E. FRAZEE (DOB: 09/19/1969) illegally cutting timber on the Wayne Nation Forest. On June 22, 2023 I observed numerous trees had been illegally cut on Forest Service lands, adjacent to FRAZEE's property located at 13726 Coal Run Rd. On or about June 23, 2023 two mature trees were cut and removed from the area. Drag marks from the logs led to FRAZEE's driveway and the cutting site was approximately 100 yards from his residence. The illegal cutting and removal of timber resulted in heavy damage to the area vegetation and soil.

While interviewing FRAZEE he denied any involvement or knowledge of the illegal timber cutting or removal, but stated he would "take responsibility" for it. FRAZEE also denied recently selling timber.

A witness stated they observed FRAZEE on June 23, 2023, working in the area of the illegal timber cutting and that he was removing things from the Forest.

A sales invoice from Sawmiller LLC shows FRAZEE sold 1.17 tons of timber on June 23, 2023.

FRAZEE's statements to me concerning his involvement and knowledge regarding the illegal timber cutting, removal, and sale, were determined to be fraudulent due to witness testimony, and the June 23, 2023, timber sale transaction at Sawmiller LLC.

On July 23, 2023 FRAZEE was issued violation notices for 36 CFR 261.6a cutting timber,

The foregoing statement is based upon:

MY PERSONAL INVESTIGATION

I declare under penalty of perjury that the information which I have set forth above and on the face of this violation notice is true and correct to the best of my knowledge.

Executed on:

07/23/2023

Lamar Mercer

Date (mm/dd/yyyy)

Officer's Signature

Probable cause has been stated for the issuance of a warrant.

Executed on:

Date (mm/dd/yyyy)

U.S. Magistrate Judge

HAZMAT = Hazardous material involved in incident; PASS = 9 or more passenger vehicle;

CDL = Commercial drivers license; CMV = Commercial vehicle involved in incident